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Paper No.:____

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventor(s):

LIDSTER, Perry D.; POWRIE, William D.; O'DONOVAN, Miriam; LEUNG,

Cheong Kit

Title:

COMPOSITIONS AND METHODS FOR PRESERVING CUT APPLES

Serial No.:

10/551813

Filed:

30 September 2005

Examiner:

Art Unit:

Date:

10 July 2006

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS

Responsive to the Notice to File Missing Parts mailed 13 June 2006 (copy enclosed) we enclose:

- Declaration for Utility or Design Patent Application duly signed by all inventors; and, 1.
- 2. Powers of Attorney signed by each of the inventors.

Respectfully,

By:

Gerald Ox

Vancouver, B.C.

CANADA

Registration No (2),280 tel: 604.669.3432 ext. 8935

604.681.4081 fax:

e-mail: goyen@patentable.com

07/10/06 MON 15:40 FAX 604 681 4081

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Registered Patent & Trademark Agents

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Kimberly L. La

* Law Corporation

July 10, 2006

FAX TRANSMITTAL
This is page 1 of 13 pages

To:

United States Patent and Trademark Office

Attention: Mail Stop Missing Parts

by fax no. (571) 273-8300

From:

MaryAnne Broccolo

Patent Paralegal

Appln. No.:

10/551,813

Our File:

F324 0080

Title:

COMPOSITIONS AND METHODS FOR PRESERVING CUT APPLES

MESSAGE:

Enclosed is a Reply to Missing Parts, together with Transmittal Form and Fee

Transmittal.

In the event of transmission problems, please telephone MaryAnne Broccolo at 604-669-3432 extension 8948.

This fax communication is directed in confidence solely to the person or entity to whom it is addressed. The contents of this fax communication may be subject to solicitor-client privilege. All rights to that privilege are expressly claimed and not waived. Any review, copy, retransmission, dissemination or other use of the contents of this fax communication by persons or entities other than the intended recipient is prohibited. If you have received this fax communication in error, please telephone us immediately and return the original transmission to us by mail or destroy same, without making a copy.

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Under the Paperwork Re	duction Act of 1995, no bene	Application Number	10/551,813	tori uniess it u	isolays a valid OMB control number.				
TRANSI	MITTAL.	Filing Date	31 March 2004	31 March 2004					
FO		First Named Inventor	Perry D. Lidster						
10	I XIVI	Art Unit							
		Examiner Name	-						
(to be used for all corresp	ondence after Initial filling)	Attorney Docket Number	F324 0080						
Total Number of Pages in	This Submission 12		F324 0000						
	ENCLOSURES (Check all that apply)								
Amendment/Reply After Final Affidavits/d Extension of Time Express Abandoni	Amendment/Reply After Final		n Address	of Appeal Appeal Appeal Proprie Status Other I	Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please Identify below);				
	Parts/ ation Issing Parts CFR 1.52 or 1.53	Landscape Table on Conarks		AGENT					
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Signature	Signature								
Printed name Garalt	Printed name Grab Oyen								
Date 10 July	Reg. No. 27,280								
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envertoe addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on									
the date shown below: Signature	(36	2							
Typed or printed name	GERAL	DO.S. OYEN		Date	10 July 2006				

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will very depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the CNef Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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Mudel the habelwork restricted and or less to be sone are restricted to			Complete if Known					
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).			Application Number	Number 10/551,813				
FEE TRANSMITTAL For FY 2006			Filing Date	31 March	31 March 2004			
			First Named Inventor	Perry D. L	idster			
-2	Examiner Name							
Applicant claims small entity	status. Se	8 37 CFR 1.27	Art Unit					
TOTAL AMOUNT OF PAYMENT	(\$)	65.00	Attorney Docket No.	F324 008	0			
METHOD OF PAYMENT (check all that apply)								
Check Credit Card Moncy Order None Other (please identify):								
Deposit Account Deposit	Deposit Account Deposit Account Number 02-1037 Deposit Account Name: Oyen Wiggs Green & Mutala							
For the above-identified de			ereby authorized to: (che	k all that app	oly)			
✓ Charge fee(s) indica	led below		Charge fee(s) indicated b	elow, except for	the filing fee		
		r underpayments of t		, verpayments				
under 37 CFR 1.16 WARNING: Information on this form	and 1.17 may becom		<u> </u>			redit card		
Information and authorization on PTG	D-2038.							
FEE CALCULATION (All the				ct to a sur	charge.)			
1. BASIC FILING, SEARCH,	AND EXA	MINATION FEES		MINATION	1555			
	Smat	Entity	Small Entity	Small	Entity			
1		e (\$) Fee			730 -	ees Paid (\$)		
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Design 20		00 100		30 6	_			
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2. EXCESS CLAIM FEES Fee Description				E	<u>Small</u> <u>ee (\$) </u>			
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HP = highest number of independent claims paid for, if greater than 3.								
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer								
listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small cntity) for cach additional 50								
sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).								
Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (5) Fee Paid (5) - 100 = / 50 = (round up to a whole number) x =								
4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount)								
Other (e.g., late filing surcharge): 65.00								
ELIPHOPHIA BY								
Signature	MI.	/	Registration No. 27,280)	Telephone (604) 669-3432		
								
Name (Print/Type) Gerald Q 5: 69	BIT				Dail: 10 0019 20	~~		

This calection of information is required by 37 GER 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially a governed by 35 U.S.C. 122 and 37 CER 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the includidual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Page 1 of 2



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMENCE United States Patent and Tradumark Office Astron COMMISSIONER FOR PATENTS FO. Beautiful Vigalia 22313-1450 www.tapha.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY, DOCKET NO.

10/551,813 Perry D. Lidster F324 0080

INTERNATIONAL APPLICATION NO.

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OYEN, WIGGS, GREEN & MUTALA LLP
480 - THE STATION
601 WEST CORDOVA STREET
VANCOUVER, BC V68 1G1
CANADA

JUN 2 7 2006

OYEN WIGGS GREEN & MUTALA PCT/CA04/00483

LA. FILING DATE PRIORITY DATE

03/31/2004 03/31/2003

Date Mailed: 06/13/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- · Indication of Small Entity Status
- Copy of the International Application filed on 09/30/2005
- . Copy of the International Search Report filed on 09/30/2005
- Small Entity Statement filed on 09/30/2005
- U.S. Basic National Fees filed on 09/30/2005
- Priority Documents filed on 09/30/2005
- Specification filed on 09/30/2005
- Claims filed on 09/30/2005
- Abstracts filed on 09/30/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the Inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application
 by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filling fee, search fee, examination fee or oath
 or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27,
 must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

Page 2 of 2

• \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	International application no.	ATTY, DOCKET NO.
10/551,813	PCT/CA04/00483	F324 0080

FORM PCT/DO/EO/905 (371 Formalities Notice)